

UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF ALABAMA
NORTHERN DIVISION

WALLACE MONTGOMERY,)	
)	
Plaintiff,)	
)	
v.)	Case No. 2:06-cv-880-WKW
)	
UNITED STATES OF AMERICA,)	
)	
Defendant.)	

ORDER

This case is before the court on the government’s Motion and Memorandum of Law in Support of Motion to Alter or Amend the Judgment Pursuant to Rule 59(e) (Doc. # 43). The government contends that the judgment should be amended because the court awarded “post-judgment interest,” but the plaintiffs are entitled to post-judgment interest only when the judgment becomes final after review on appeal by the government. *See* 31 U.S.C. § 1304(b)(1)(A). The court accounted for this provision in part by awarding “post-judgment interest **at the rate provided by law.**” (Doc. # 75 (*emphasis added*).) Whatever post-judgment interest the plaintiff may be entitled to is triggered and governed by law, including 31 U.S.C. § 1304, and the final judgment in this case in no way abrogated that law. It is therefore ORDERED that the government’s motion is DENIED.

DONE this 11th day of July, 2008.

/s/ W. Keith Watkins
UNITED STATES DISTRICT JUDGE